STATE OF CALIFORNIA-RESOURCES AGENCY

STATE WATER RIGHTS BOARD **ORDER**

APPLICATION	SNI 1	9072
APPLICATION	ON I	JU12

PERMIT____12497

LICENSE__

ORDER APPROVING A NEW DEVELOPMENT SCHEDULE

THE STATE WATER RIGHTS BOARD HAVING DETERMINED THAT GOOD CAUSE HAS BEEN SHOWN FOR EXTENSION OF TIME WITHIN WHICH TO DEVELOP THE PROJECT PROPOSED UNDER PERMIT 12497; AND HAVING DIRECTED THAT THIS ORDER BE ISSUED:

NOW THEREFORE IT IS ORDERED THAT A NEW DEVELOPMENT SCHEDULE BE AND THE SAME IS HEREBY APPROVED AS FOLLOWS:

CONSTRUCTION WORK SHALL BE COMPLETED ON OR BEFORE DECEMBER 1, 1969

APPLICATION OF THE WATER TO THE PROPOSED USE SHALL BE COMPLETED ON OR BEFORE

DECEMBER 1, 1969

DATED: NOV 3 0 1967

CHIEF ENGINEER

STATE OF CALIFORNIA STATE WATER RIGHTS BOARD

ORDER

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DECEMBER 1, 1966

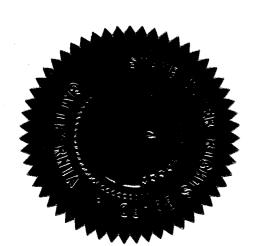
APPLICATION OF THE WATER TO THE PROPOSED USE SHALL BE COMPLETED ON OR BEFORE

DECEMBER 1, 1966

WITNESS MY HAND AND THE SEAL OF THE STATE WATER RIGHTS BOARD

16 th day of March. 1965

L. K. HILL EXECUTIVE OFFICER



SUPPLEMENT

Paragraph 4

The point of diversion for direct flow and for rediversion of storage is to be located S31° 30' W, 3035 feet from N_{4}^{1} corner of Section 32, Tl4N, R17E, MDB&M, being within SW_{11}^{1} of SW_{12}^{1} of Section 32, Tl4N, R17E, MDB&M.

The point of diversion to storage is to be located 2800 feet south and 700 feet east of NW corner of Section 32, Tl4N, R17E, MDB&M, being within NW_{ij}^{l} of SW_{ij}^{l} of Section 32, Tl4N, R17E, MDB&M

Paragraph 6. (b)

Diversion of both direct flow and to storage will be by gravity; the diverting dam to storage is to be 2 feet in height (stream bed to level of overflow); 4 feet long on top; and constructed of concrete; the diverting dam of direct flow and of rediversion of stored water returned to the stream is to be 12 feet in height (stream bed to level of overflow); 60 feet long on top; and constructed of earth.

Paragraph 8. (a)

To convey water from the point of diversion to storage an open ditch is to be constructed with width on top (at water line) $2\frac{1}{2}$ feet; width at bottom $1\frac{1}{2}$ feet; depth of water 0.5 foot; length 300 feet; grade 10 feet per 1000 feet; materials of construction is earth.

The ditch will be provided with a control gate to limit the flow to approximately 1 cubic foot per second.

Water stored in the Smith Reservoir will be held in reserve for use during late July, August and early September when the natural flow is at a minimum. The released storage water is commingled with the natural flow in the stream about 200 feet above the diversion works at the head of the pipe line.

In operating the system the entire stream may be diverted through the storage reservoir to maintain the water as fresh as possible.

For full information concerning the filling out of this form refer to Article 4 of Rules and Regulations Pertaining to Appropriation of Water

STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

Application No. 19072	Filed November 9, 1959,	at 4:45 P. M.
	(Applicant must not fill in the above blanks)	

APPLICATION TO APPROPRIATE UNAPPROPRIATED WATER

I, Lawrence H. and Beryl S. (Name of applicant or applicants	Smith	
f 2765 13th Street,	Sacramento Count	ty of Sacramento
State of California	, do hereby make application for	a permit to appropriate th
ollowing described unappropriated waters of the St	tate of California, SUBJECT TO VESTED RI	GHTS:
Source, Amount, Use	and Location of Diversion	Works
1. The source of the proposed appropriation is	unnamed stream (aka Smith Cree Give name of stream, lake, etc., if named; if unnamed state	
ocated in El Dorado County, tribut	tary to Lake Tahoe	- 21/1
2. The amount of water which applicant desir	ires to appropriate under this application is as	follows:
(a) For diversion to be directly applied to ben	neficial use 0.07 1 cubic foot per second equals 40 statute miner's inche	cubic feet pe
second, to be diverted from January 1 Beginning date	to December 31	of each year
(b) For diversion to be stored and later applied	ed to beneficial use 5	acre-fee
per annum, to be collected between January	y	of each season
Note.—Answer (a) or (b) or both (a) and (b) as may be ay. Neither the amount nor the season may be increased after upplied by the State Water Rights Board upon request.	application is filed. If underground storage is proposed a	special supplemental form will b
3. The use to which the water is to be applied is	domestic and fire protection	
" The point of diversion is to be located	see supplement	purposes
St.	tate bearing and distance or coordinate distances from section or quar	
being within the NW1 of SW1 and SW1 o	of NW1. projection thereof	ter section corner
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12-15-69 Records chood to show Bery S. Smith as owner; 12-21-79 asgo to Lyle L. & Dorothy Jewell: Terrence L. + Lynne F. Jewell: arthur B. & avis P. Betts

FORM 61-A

IMPORTANT

[Please Read Carefully]

- 1. Note the terms and conditions of this permit. Construction work must be prosecuted, and the water applied to the beneficial uses intended with due diligence. Annual reports of progress will be expected from you upon forms which will be furnished for the purpose. When the water has been fully applied to the beneficial uses intended the Water Code requires that you notify the State Water Rights Board thereof.
- 2. Neither this application nor the permit is a water right, but if the terms and conditions of the permit are observed a water right can be obtained through beneficial use of the water—the extent of the right to be determined by a field inspection which will be made by a representative of the State Water Rights Board.
- 3. No change in point of diversion, or place of use or character of use, can be made under this application and permit without the approval of the State Water Rights Board.
- 4. If the rights under this permit are assigned immediate notice to that effect with the name and address of the new owner should be forwarded to the State Water Rights Board, Sacramento, California.
- 5. Please advise immediately of any change of address. Until otherwise advised communications will be sent to the address used in the letter transmitting this permit.

16130 3-60 2M SFO

APPLICANT MUST NOT FILL IN BLANKS BELOW

PERMIT No. 12497

This is to certify that the application of which the foregoing is a true and correct copy has been considered and approved by the State Water Rights Board SUBJECT TO VESTED RIGHTS and the following limitations and conditions:

1. The amount of water appropriated shall be limited to the amount which can be beneficially used, and shall not exceed

seven hundredths (0.07) cubic foot per second by direct diversion to be diverted from January 1 to December 31 of each year, and five (5) acre-feet per annum by storage to be collected from about January 1 to about June 15 of each year.

- 2. The maximum amount herein stated may be reduced in the license if investigation so warrants.
- 3. Actual construction work shall begin on or before December 31, 1960, and shall thereafter be prosecuted with reasonable diligence, and if not so commenced and prosecuted this permit may be revoked.
 - 4. Said construction work shall be completed on or before

December 1, 1962.

5. Complete application of the water to the proposed use shall be made on or before

December 1, 1963.

- 6. Progress reports shall be filed promptly by permittee on forms which will be provided annually by the State Water Rights Board until license is issued.
- 7. All rights and privileges under this permit including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the State Water Rights Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said

This permit is issued and permittee takes it subject to the following provisions of the Water Code:

Section 1390. A permit shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code), but no longer.

Section 1391. Every permit shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a permit is issued takes it subject to the conditions therein expressed.

Section 1392. Every permittee, if he accepts a permit, does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any permit granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any permittee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any permittee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Dated: OCT 6

1960

STATE WATER RIGHTS BOARD

L. K. Hill Executive Officer

16/17/

ATTACH EXTRA SHEETS HERE

15. Municipal Use. This applica		
	h	naving a present population of
The estimated average daily consump	tion during the month of maxi	imum use at the end of each five-year period until the fu
amount applied for is put to beneficia	al use is as follows:	
	the sale of the sale of the sale of	
		is
	and the second s	And the second of the second o
		mines is Gold placer, quartz, etc.
The method of utilizing the water is)	
It is estimated that the ultimate water	r requirement for this project	Will beCubic feet per second, gallons per minute. State basis of estimate
The water will not be polluted by ch	emicals or otherwiseExpla	in nature of pollution, if any
		State 40-acre subdivision
Sec, T.		
17. Other Uses. The nature of	the use proposed is Domes	tic and fire protection, subdivision
	•	Industrial, recreational, domestic, stockwatering, fish culture, etc.
State basis of determination of amou	nt needed. Number of persons, residen	ces, area of domestic lawns and gardens, number and kind of stock, type
industrial use, and unit requirements		
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		<u> </u>
	Genera	_
18. Are the maps as required by		
19. Does the applicant own the la	nd at the proposed point of div	version? <u>no</u> If not, give name a
address of owner and state what step	s have been taken to secure rig	tht of access thereto
Special use permit f	rom Eldorado Nationa	1 Forest
20. What is the name of the post	office most used by those living	near the proposed point of diversion?
		from the source of supply below the proposed point
diversion?	None known	•

40 40 40 40 40 40 40 40 40 40 40 40 40 4		
		Termance H. Smith
[Signa	ture of Applicant] /s/	Bowri C Cmith